

MINUTES
Texas Board of Health Meeting
January 18, 2002

The January 18, 2002, meeting of the Texas Board of Health (Board) was called to order at 9:55 a.m., at the Texas Department of Health (TDH), 1100 West 49th Street, Room M-739, Austin, Texas. Mario R. Anzaldua, M.D., Chair, presided. Six Board Members were in attendance.

Board of Health Members:

Mario R. Anzaldua, M.D., Chair
George H. McCleskey, Vice-Chair
Margo S. Scholin, B.S.N., M.S., J.D.
Beverly H. Robinson, Ph.D., R.N., C., F.A.A.N.
Raymond Hannigan
Amanullah Khan, M.D., Ph.D.

Registered Guests

Regina Martin, Legislative Budget Board
Lisa Cruttenden, Merck Vaccine Division
Tina Cambere, Merck Vaccine Division
Susan Jones, Texas Hospital Association
Eileen Smith, Appropriations
Erin Florence, OZ Systems
Jenny Young, Texas Medical Association
Heidi Lopez-Cepero, Governor's Office of Budget and Planning
Pat Recek, UOPHX

Dr. Anzaldua welcomed the guests. Also in attendance at the meeting were Eduardo J. Sanchez, M.D., M.P.H., Commissioner of Health, and other key staff members of TDH.

ON A MOTION MADE BY DR. ANZALDUA AND SECONDED BY DR. ROBINSON, THE MINUTES OF THE OCTOBER 25, 2001 SPECIAL MEETING OF THE BOARD OF HEALTH WERE APPROVED.

ON A MOTION MADE BY DR. ANZALDUA AND SECONDED BY DR. ROBINSON, THE MINUTES OF THE NOVEMBER 30, 2001 BOARD OF HEALTH MEETING WERE APPROVED.

Dr. Sanchez presented the Commissioner's Report, a copy of which is attached to and made a part of these Minutes. (*Attachment I*)

Mr. Hannigan presented the Strategic Management Committee Report noting that the Committee approved the minutes of its November 29, 2001 meeting.

The Strategic Management Committee recommended ratification of the Memorandum of Understanding between the Commissioner of Health, Health and Human Services Commission and the Texas Board of Health. (*Attachment II*)

THE BOARD RATIFIED THE MEMORANDUM OF UNDERSTANDING BETWEEN THE HEALTH AND HUMAN SERVICES COMMISSION AND THE TEXAS BOARD OF HEALTH.

The Strategic Management Committee recommended approval of a gift of office space from Harvest House Outreach Ministries, Pampa, Texas, for the Texas Department of Health, Public Health Region 1 field staff. (*Attachment III*)

THE BOARD APPROVED THE GIFT OF OFFICE SPACE FROM HARVEST HOUSE OUTREACH MINISTRIES FOR TEXAS DEPARTMENT OF HEALTH, PUBLIC HEALTH REGION 1 FIELD STAFF.

The Strategic Management Committee recommended approval of a gift of a complete organizational training and psychometric system to assist staff in understanding how style impacts personal and relational effectiveness. (*Attachment IV*)

THE BOARD APPROVED A GIFT OF COMPLETE ORGANIZATIONAL TRAINING AND A PSYCHOMETRIC SYSTEM OFFERED BY INSIGHTS AUSTIN.

Mr. Hannigan reported that the Strategic Management Committee reviewed and discussed agenda items regarding the Quarterly Strategic Financial Issues Report, the Health Disparities Baseline Data Report, the 2003-2007 strategic plan process, recent Internal Audit activities, changes in the structure of future Board of Health meetings, open meetings and executive sessions, and the activities of the Bioterrorism Workgroup.

Dr. Anzaldua presented the Health and Clinical Services Committee report, noting that this Committee approved the Minutes of the November 29, 2001 meeting.

The Health and Clinical Services Committee recommended approval of a proposed rule concerning the Reportable Occupational Conditions Act.

THE BOARD APPROVED A PROPOSED RULE CONCERNING REPORTABLE OCCUPATIONAL CONDITIONS FOR PUBLICATION IN THE *TEXAS REGISTER* FOR A 30-DAY COMMENT PERIOD.

Dr. Robinson presented the Human Resources Committee report noting that this Committee approved the Minutes of the November 29, 2001 meeting.

The Human Resources Committee recommended approval of an appointment of one consumer to a 15-member Family Planning Advisory Committee.

THE BOARD APPROVED THE APPOINTMENT OF CHRISTINA RAMOS AS A CONSUMER MEMBER ON THE FAMILY PLANNING ADVISORY COMMITTEE TO SERVE A TERM ENDING DECEMBER 2004.

Dr. Robinson reported that it was the intent of the Human Resources Committee to make an appointment to the Indigent Health Care Advisory Committee. There are currently three vacancies for terms that ended August 31, 2001 and no applications were received from Public Health Region 6 or 10. The application submitted for Public Health Region 1 did not meet the criteria as a consumer and will be kept on file for consideration of future non-consumer position openings. The program will request additional nominations for consumer positions to be brought to the March Board of Health meeting to fill the three vacancies.

George H. McCleskey presented the Regulatory Committee Report, noting that this Committee approved the Minutes of their November 29, 2001 meeting and then recommended approval of final adoption of a rule concerning certification of mammography equipment and accreditation of mammography facilities.

THE BOARD APPROVED AN ORDER ADOPTING THE RULE CONCERNING CERTIFICATION OF MAMMOGRAPHY SYSTEMS AND ACCREDITATION OF MAMMOGRAPHY FACILITIES TO BE EFFECTIVE 20 DAYS AFTER FILING WITH THE TEXAS REGISTER DIVISION, OFFICE OF THE SECRETARY OF STATE.

The Regulatory Committee recommended approval of a final rule concerning requirements for radiation notices, instructions, reports to workers, and inspection protocol.

THE BOARD APPROVED AN ORDER ADOPTING A RULE CONCERNING REQUIREMENTS FOR RADIATION NOTICES, INSTRUCTIONS, REPORTS TO WORKERS, AND INSPECTION PROTOCOL TO BE EFFECTIVE 20 DAYS AFTER FILING WITH THE TEXAS REGISTER DIVISION, OFFICE OF THE SECRETARY OF STATE.

There were no public comments.

Dr. Eduardo Sanchez announced that former Commissioner of Health, Robert Bernstein, M.D., is currently hospitalized in San Antonio. The Commissioner's Office and Board of Health Office will be sending flowers.

Dr. Anzaldua announced the next meeting of the Texas Board of Health will follow the new format and is scheduled for Thursday, February 21, 2002, in Austin.

The Texas Board of Health entered into Executive Session concerning the approval of the appointment of the Chief Financial Officer at 10:36 a.m. and concluded at 11:00 a.m. No action was taken.

The Board of Health reconvened at 11:02 a.m.

ON A MOTION MADE BY MR. MCCLESKEY AND SECONDED BY DR. KHAN, THE BOARD APPROVED THE APPOINTMENT OF MRS. MACHELLE PHARR AS THE CHIEF FINANCIAL OFFICER FOR THE TEXAS DEPARTMENT OF HEALTH.

The meeting was adjourned at 11:04 p.m.

APPROVED: February 21, 2002

Mario R. Anzaldua, M.D., Chair
Texas Board of Health

Date